



Nemaha County Board Minutes



October 13, 2010

County of Nemaha, Nebraska
BOARD OF COMMISSIONERS
Commissioner's Chambers
Nemaha County Courthouse, Suite 201
1824 N St Auburn NE

County Board of Commissioners of the County of Nemaha, State of Nebraska met on October 13, 2010, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published in the Nemaha County Herald on October 7, 2010. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

Meeting Called to Order – Chairman Lovelace called the meeting to order at 8:25 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Monty Lovelace, Commissioner District 3 Randy Rohrs and County Clerk Joyce Oakley.

Approval of Agenda - Motion by Hutton, seconded by Rohrs to approve the agenda as presented. Roll call vote: Hutton, aye; Rohrs, aye; Lovelace, aye.

Approval of Minutes – Motion by Rohrs, seconded by Hutton to approve the September 22, 2010 regular scheduled meeting minutes with no corrections. Roll call vote: Rohrs, aye; Lovelace, aye; Hutton, aye.

Motion by Hutton, seconded by Rohrs to approve the October 6, 2010 special meeting minutes with no corrections. Roll call vote: Lovelace, aye; Rohrs, aye; Hutton, aye.

Claims – Motion by Rohrs, seconded by Hutton to approve the claims for payment as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Hutton, aye; Lovelace, aye; Rohrs, aye.

Opening Meeting Laws – Chairman Lovelace noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

Appointments

9:00 a.m. Open Sealed Bids for 2 Small Wheel Loaders

a. Caterpillar Financial Services Corporation Lease-Purchase Agreement

Public notice for sealed bids was advertised in the Nemaha County Herald on September 30, 2010 and October 7, 2010, as per Nebr. State Statute §23-3109(3), of the Nemaha County Board of Commissioners intent to make a special purchase 2 small wheel loaders Caterpillar 928HZ or equivalent 2008 model or newer with less than 500 hours of use. No other bids for similar machines was received. Motion by Hutton, seconded Rohrs to approve the quote from Nebraska Machinery in the amount of \$250,000.00 for 2 2008 Caterpillar 928HZ wheel loaders, less the trade in of 2 wheel loaders and 1 motor grader \$64,000.00 for a total purchase price of \$186,000.00. Roll call vote: Lovelace, aye; Hutton, aye; Rohrs, aye.



Nemaha County Board Minutes



Motion by Hutton, seconded by Rohrs to adopt Resolution 10-36 to enter into a lease-purchase transaction pursuant to the Governmental Equipment Lease-Purchase Agreement with Caterpillar Financial Services Corporation for the financing of 2 2008 Caterpillar 928HZ Wheel Loaders in the amount of \$186,000.00 with the option to make advanced payments. The County Board will have the option to make advanced payments at their discretion as budgetary options (road fund balance) allows. Roll call vote: Rohrs, aye; Hutton, aye; Lovelace, aye.

Action Business

1. Approve Addendum to Agreement for 2010 Food Service Contract with Rachel Rieger – Motion by Rohrs, seconded by Hutton to approve the addendum to the Agreement for 2010 Food Service Contract with Rachel Rieger to extend the termination date to December 31, 2015. Roll call vote: Rohrs, aye; Hutton, aye; Lovelace, aye.
2. Windstream – extend communications facilities to provide service between Sections 32-T6N-R15E & 33-T6N-R15E - Motion by Hutton, seconded by Rohrs to approve the Windstream application to install a buried communications cable system between Sections 32-T6N-R15E & 33-T6N-R15E. Roll call vote: Lovelace, aye; Hutton, aye; Rohrs, aye.
3. Omaha Public Power District Application #146 – set pole in ROW & overhead crossing 5 miles south & .75 east of Auburn - Motion by Rohrs, seconded by Hutton to approve Omaha Public Power District application #146 set pole in ROW & overhead crossing 5 miles south & .75 east of Auburn. Roll call vote: Hutton, aye; Rohrs, aye; Lovelace, aye.
4. Resolution 10-31 – Agreement with the NDOR regarding the National Bridge Inspection Standards Responsibilities - Motion by Hutton, seconded by Rohrs to adopt Resolution 10-31 to enter into an agreement with the Nebraska Department of Roads (NDOR) for the purpose of defining responsibilities between NDOR and Nemaha County in complying with the National Bridge Inspection Standards (NBIS), to establish uniform bridge inspection and load rating guidelines in accordance with the NBIS. Roll call vote: Rohrs, aye; Lovelace, aye; Hutton, aye.
5. Resolution 10-32 – Adopt Resolution for Release of Pledged Security, \$300,000.00 Carson National Bank - Motion by Hutton, seconded by Rohrs to adopt Resolution 10-32 approving release of pledge security 3133XTHT6 in the amount of \$300,000.00 to Carson National Bank of Auburn. Roll call vote: Lovelace, aye; Rohrs, aye; Hutton, aye.
6. Resolution 10-33 – Rescind Resolution 01-11 5.0 acre tract of land for Bronda Carlson – Motion by Rohrs, seconded by Hutton to adopt Resolution 10-33 rescinding Resolution 01-11, 5.0 acre tract of land in Section 15 T4N R14E for Bronda Carlson, adopted on the 18th day of April, 2001 and recorded in Book 58 of Miscellaneous 53, pg 198-199 of the Nemaha County Register of Deeds. Roll call vote: Hutton, aye; Lovelace, aye; Rohrs, aye.
7. Resolution 10-34 – Adopt Resolution for subdivision of a 4.72 acre tract of land for Randy & Bronda Carlson - Motion by Hutton, seconded by Rohrs to adopt Resolution 10-34 approving the subdivision of a 4.72 acre tract of land in Section 15 T4N R14E for Randy & Bronda Carlson. Roll call Vote: Rohrs, aye; Hutton, aye; Lovelace, aye.
8. Resolution 10-35 – Approving Merlyn & Lois Bender's request to combine parcels 640098649 and 640022391 – Motion by Hutton, seconded by Rohrs to adopt Resolution 10-35 combining parcels



Nemaha County Board Minutes



640098649 and 640022391 into one parcel for valuation and taxation as requested by Merlyn & Lois Bender in a letter dated June 30, 2010 received by Nemaha County. Roll call vote: Lovelace, aye; Hutton, aye; Rohrs, aye.

9. Approve Amended American Tower Lease – Brent Lottman – Nemaha County Sheriff Brent Lottman presented a First Amendment to License Agreement between Unisite, LLC and Nemaha County for approval by the Nemaha County Board of Commissioners. Motion by Rohrs, seconded by Hutton to approve the First Amendment with Unisite, LLC increasing the monthly amount from \$563.00 per month to \$663.00 per month, extending the current term of the agreement for an additional 10 years, and Fees & Term on page 1 of the Agreement shall be deleted and replaced with “three (3) additional periods of five (5) years each”. Roll call vote: Hutton, aye; Rohrs, aye; Lovelace, aye.

County Officials Reports/Correspondence

1. Inspection Report for 8-19-2010 jail inspection
2. MOU for 07 SHSGP funds
3. E- mail from Chad Engle, NIRMA regarding safety training activities
4. Veterans Service Quarterly report for quarter ending September 30, 2010
5. Sheriff's Quarterly Report for 3rd Calendar Quarter 2010
6. County Fund balances as of September 30, 2010
7. County Government Day – November 3, 2010, Wednesday

Buildings/Grounds/Property

1. EECBG 09/10-E071 Grant
2. NIRMA cost assist program deadline is November 1, 2010

Equipment/Office Equipment/Furniture

Executive Session* - Motion by Rohrs, seconded by Lovelace to enter executive session at 9:35 a.m. to discuss the custodial position for the Courthouse, Jail and Health & Human Services Bldg. for the next 2 months, and Emergency Manager Bob Cole & Jackie Gfeller. Roll call vote: Hutton, aye; Lovelace, aye; Rohrs, aye. Sherriff Lottman and Cady Hoak were also present.

Motion by Rohrs, seconded by Hutton to leave executive session at 10:37 a.m. Roll call vote: Lovelace, aye; Hutton, aye; Rohrs, aye. No action was taken in executive session.

The Board of Commissioners sine die at 11:35 a.m. to meet as Board of Equalization.

The Board of Commissioners reconvened their meeting at 11:55 a.m. to continue with the agenda.

Road Superintendent/Consultant

1. 2009 Rural County Road & Hwy Accident Spot Map
2. Complete survey from NDOR Local Projects Division
3. Letter from NDOR regarding input for the development of the LRTP (Long Range Transportation Plan)
4. Horizontal Curve Signs/Posts – did we get all of our order?

Projects/Bridges

1. Replacement of bridge C006403650 with Soft Match Funds



Nemaha County Board Minutes



2. Need order for work zone temporary lane closure signs

Discussion Items/Correspondence

1. hiring of a part time road employee for District #1
2. Interested in hosting a county employee flu shot immunization site?
3. Received \$30.00 in donations at the Household Hazardous Waste Collection?
 - a. E-mail from Tammy Timms, Five Rivers RC&D – information on amount collected
4. Request for donations from PSC National Alumni Association & Foundation to bring world-renowned author Greg Mortenson to PSC on October 13, 2010
5. Invitation to Nebraska Pipeline Association meeting to be held on October 13, 2010 in Auburn @ 6:30 pm.
6. Correspondence from Sequoia Consulting Group for preparing indirect cost allocation plans (Child Enforcement) in Nebraska
7. Need assistance getting auto-marks out of vault in basement

Visitors – Dave Swanson, Nemaha County Herald

The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:

General

Salaries	\$30,307.76
Action Tech, se	2,716.76
Afternooners, me	103.72
Allison Pharmacy, me su	62.00
American Lawncare, se	340.00
American Recycling, se	930.45
Ameritas Life, ret	4,683.71
AS Central Finance, se	448.00
Aub Family Hlth, me se	1,459.75
Aub Newspapers, pub	1,007.20
Automated Sys, sftwr	1,488.00
Baumhover, L, reim	4.00
Bear Graphics, su	509.09
Beasterfield, Bev, reim	150.00
Beethe, Benjamin, atty fe	900.00
Black Hills Energy, ut	39.75
Bd Public Works, ut	4,529.13
Bohl Plmb Htg, bldg re	64.00
Borrenpohl Plumb, bldg re	444.68
Bulldog Auto Parts, pts	9.49
Cain, James, atty fe	1,540.00
Capital Business, ma ag	954.68
Carson Nat'l Bank, rt	25.00
Casey's General, fu	1,006.15
Clerk Supreme Ct, fe	125.00
Continental Research, su	629.51
Culligan, su	86.80
Dalluge, Bruce, atty fe	3,170.32
Discover Bank, garn	238.33
Dollar General, su	42.50
Egger Bros Inc, su	31.83
Election System, el cst	1,601.00
Emergency Medical, su	103.30
Fankhauser, cont	4,166.74



Nemaha County Board Minutes



Farmers Coop, fu	999.60
Georgetown Law, su	75.00
Gottula, Lila, mi, me	205.77
Jones MD, JW, se	920.00
Kathleen Laughlin, garn	187.00
Lancaster Co Ct, su	10.75
Lavigne Construction, grt	78,248.34
Lynch's Hardware, su	84.35
Microfilm, se	123.00
MIPS Inc, sftwr	1,165.41
Moberly, Teresa, wit fe	20.00
Modern Methods, cont	532.66
NACCTFO, du	60.00
NACO, du	400.00
NE Public Hlth, bl al	504.00
Nem Co Court, fe	504.35
Nem Co Sheriff, fe,reim	1,299.74
Nem Co Tax, ss, fwh	8,744.45
Nutsch-Fulton,K, mi	43.00
Oakley, Joyce, mi	97.00
Omaha Box Co, el cst	225.00
OPPD, ut	34.96
Otoe Co Court, su	11.00
Petersens Auto, se	2,193.27
Presto-X-Co, se	319.96
Quality Inn, Idg	138.00
Quill, su	959.75
Radiology Assoc, me se	62.00
Region V Services, se	3,371.25
Richardson Co Sheriff, se	12.00
Rieger, Rachel, bd pr	3,539.55
Rohrs, Randy, mi	121.00
Sack Lumber, su	83.04
Sam's Club, su	101.11
Sarpy Co Sheriff, bd pr	170.00
Secretary of State, su	20.00
Shell Fleet, fu	919.20
Smith, Jana, su	20.04
Smith, Richard, atty fe	400.14
The Cleaners, se	318.00
The Hartford, annt	125.00
Thibault Suhr, se	76.05
Tincher of Auburn, se	26.95
U-Save Pharmacy, me su	2,150.83
UNL Is Comm, se	163.73
Verizon Wireless, se	558.83
VooDoo Tactical, su	44.85
Weaver & Merz, atty fe	50.30
Zaruba, Stacy, wit fe	20.00

Road

Salaries	\$20,185.58
American Recycling, se	54.00
Ameritas Life, ret	3,106.64



Nemaha County Board Minutes



Aub Newspaper, pub	81.25
Beards Salvage, su	98.55
Beatrice Concrete, rk	2,992.77
Black Hills Energy, ut	20.40
Bd Public Works, ut	358.21
Bulldog Auto, pts, su	749.60
CCC Campus, du	105.00
Concrete Ind, concrete	324.00
Darrel Volker Const, rk	3,548.45
Eggers Bros, pts, la	639.31
Farmer Coop, fu	10,993.21
Graybill Tire, pts,la,oil	1,210.61
Johnson Quik Stop, ti re	1,062.56
Martin Marietta, rk	11,919.87
Midwest Service, pts,sgn	5,768.00
NE Truck Equip, pts	8.48
Nem Co Tax, ss, fwh	7,405.88
NMC Exchange, pts, la	1,226.95
Palmer, Marvin, mi	189.00
Powerplan, pts	50.55
Raymond's Electric,bldg re	2,605.00
Sack Lumber, su	47.97
Schneider OK, ti re	3,627.92
Stutheit Implement, pts	232.50
Tom's Radiator, la	65.00
Village Nemaha, ut	64.25

Child Support

Martin, V Marie, se	1,625.00
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County Visitors

Aub Newspapers, pub	5.02
Brownville Concert, se	485.00
Enterprise Publish, pub	695.00
Kruger, Mary, mi	20.00

Drug Coalition

Salaries	\$2,501.17
Allen, Carie, su	20.00
Ameritas Life, ret	316.42
Aub Newspaper, adv	265.00
Brock Bugle, adv	40.00
Heartland Big Bros, se	500.00
Johnson Rag, sub	20.00
NADAA, ins	764.74
Nem Co Tax, ss, fwh	608.99
Osborne, Laura, mi	64.00
Pamida, su	4.99
Riverfront Broadcast, adv	160.00
Robke, Gregg, se	500.00
RSI, me	63.90
Sunmart, su	78.25
The Aim Institute, se	1,000.00
Tri-State Office, su	171.02



Nemaha County Board Minutes



Whisler, Kayleigh, mi	22.50
Peru State College, se	1,000.00

911 Enhanced Wireless Service

Nemaha Co Sheriff, reg	63.25
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Hospital Bond

Nemaha Co Hospital, int	6,894.81
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911 Emergency

American Tower, se	563.00
Nemaha Co Sheriff, reg	51.75

With no further business to come before the Board of Commissioners, motion by Lovelace, seconded by Hutton to adjourn at 12:10 p.m.

Monty Lovelace
Chairman, Board of Commissioners

I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.

Joyce Oakley
County Clerk